



CITY OF CHICAGO

DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

PLAN OF OPERATION

Licensee: Lakeview Series, LLC dba The Wiener's Circle

Premises: 2622 North Clark Street
Chicago, IL 60614

Application Type: Consumption on Premise-Incidental Activity-1475, Outdoor Patio-1477

Account Number: 401910

Site: 01

The City of Chicago Department of Business Affairs & Licensing and Local Liquor Control Commission (collectively "BACP") and the above-named Licensee have agreed to the issuance of Consumption on Premises – Incidental Activity Liquor License and Outdoor Patio Liquor License ("Licenses") under the following conditions concerning the operation of the business:

1. Licensee shall operate as a restaurant where the primary business activity will be the sale and service of food and where alcohol sales and consumption will only be incidental to the food service. The sale of alcoholic beverages and food on private property adjacent to the Premises shall be a secondary activity. Licensee shall not operate in a manner where the sale of alcoholic beverages is the primary business activity.

2. The Licensee does not possess a Public Place of Amusement License ("PPA") and will not conduct any amusements, as defined in § 4-156-010 of the Chicago Municipal Code, on the Premises unless it obtains a PPA. Licensee agrees that an application for a PPA license would require a new community meeting and an amendment to this Plan of Operation.

3. Hours of Operation:

a) The Wiener's Circle Storefront

Hours: 10:30 a.m. – 4 a.m. (daily)
Food Service Ends: 4:00 a.m. (daily)
Alcohol Service Ends: 1:00 AM (Sunday – Thursday)
1:30 AM (Friday – Saturday)



CITY OF CHICAGO

DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

b) The Wiener's Circle "Back Outdoor Patio"

Closing of Back Outdoor Patio Space: 10:00 p.m. (Sunday – Thursday)

11:00 p.m. (Friday – Saturday)

c) All events held at the Premises shall end at 1:00 a.m.

d) The playing of amplified music or sound within the premises shall cease at 1:00 a.m. There shall be no live or recorded music played on the Outdoor Patio at any time.

e) Licensee agrees that it will not, at any time, apply for a City of Chicago Late Hour Liquor License.

f) During all hours that the business is open to the public, the Licensee shall offer food preparation and service to its patrons.

4. Events:

a) Small private events such as birthday parties or other small community gatherings must be booked by a customer in advance.

b) Licensee shall not hire or use night club promoters to market the Premises.

5. Noise, Loitering and Littering: a) Licensee will abide by § 4-60-050(c) and § 4-60-140(g) of the Chicago Municipal Code concerning the prohibition of any live or other music being played or performed in any outdoor patio.

b) Licensee will keep indoor music volume at a level so to not disturb neighbors and will utilize six (6) or eight (8) inch acoustical subwoofers to curtail noise coming from any AV equipment that may be utilized by Licensee.

c) At all times, Licensee shall have a Community Monitor on the Premises who will be tasked with monitoring noise levels and ensuring compliance with the Chicago Noise and Vibration Ordinances (8-32) and shall take immediate action to alleviate and abate excessive noise.

d) Windows and doors facing the Back Outdoor Patio must be closed daily at 9:00 p.m.

e) The Community Monitor shall regularly patrol the exterior area around the Premises in order to address and abate noise, loitering and littering from Licensee's patrons or employees at all times.

f) The Community Monitor shall also take steps to ensure that patrons exit the Premises from the front (on Clark Street) and in an orderly and respectful manner.

g) There shall be no customer entrance/exit through the alleyway. The operational gates between the rear patio and the alley will only be used by staff and shall remain locked while the premises are open to the public.



CITY OF CHICAGO



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

h) Licensee will not permit any loitering on the public sidewalk in front of or adjacent to the Premises, in the alleyway or in the neighboring areas. Licensee will display signs inside the Premises near the exits that reads, "Please Respect Our Neighbors, Exit Quietly and Do Not Loiter". Should patrons loiter, Licensee shall immediately contact the Police.

i) Licensee shall be responsible for removing any litter that is left in front of, or adjacent to the Premises.

6. Licensee will monitor the area in and around the Premises to ensure that its patrons do not leave the Premises with alcoholic beverages in open containers. For patrons dining at the Premises, Licensee will post a sign on the interior of the door to the restaurant and enforce a rule that states, "Please be advised that pursuant to State and City law no customer may leave Wiener's Circle with an Alcoholic Beverage, Beer, Wine or Freezee beverage. Please dispose of any unused portion of your alcoholic beverage prior to leaving the restaurant. Thank you for your cooperation and for visiting us."

7. Licensee shall enforce all applicable City and State non-smoking laws as they relate to both the interior and the exterior of the Premises. If patrons smoke in the vicinity of the Premises, Licensee shall instruct patrons to do so on Clark Street at least fifteen (15) feet from the front entrance of Premises.

8. Service of Alcoholic Beverages:

a) Staff will not mix or prepare drinks with hard liquor. In addition to wine and beer, Licensee will only sell alcoholic drinks or spritzers that are pre-packaged or pre-prepared in large batches.

b) Licensee will post signs reading that the business strictly complies with all city and state regulations governing the service of alcohol.

c) All staff who serve alcoholic beverages will be BASSET or T.I.P.S. certified and will be trained with respect to the detection of fraudulent identification. All bartenders will be trained to identify intoxicated patrons and will take pro-active steps to prevent the intoxication of patrons.

d) All patrons who buy or drink alcohol will be required to produce ID Cards.

9. Licensee shall take reasonable steps to prevent fighting, public intoxication, unruly behavior, or any other illegal activity on or outside the Premises. Licensee will maintain an internal log or incident reporting system documenting responses to specific incidents or any possible unlawful activity. The Log shall be kept on the licensed premises for a period of two years and made available to the Chicago Police Department or BACP personnel upon reasonable request. Licensee will immediately contact the police, by calling 911, to report any illegal activity observed by, or reported to, the Licensee, whether on premises or within sight of the premises.

10. Security and door staff will closely monitor and/or deny admissions or re-admissions of any patrons that they deem intoxicated.



CITY OF CHICAGO



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

11. Security shall be provided for indoor and outdoor areas. All security personnel will be T.I.P.S. (alcohol awareness training) certified. Additionally, the security staff will be trained on the following items: proper ID Card checking techniques, calling police, reporting in incident logs, maintaining proper occupancy on the Premises, fire safety and emergency evacuation procedures. The head of security will sign off on incident report(s) and 911 log(s). Security log(s) and record(s) will be maintained by management for a period of no less than two (2) years.

12. Licensee will not allow the establishment to become overcrowded or to exceed the legal occupancy.

13. Trash:

a) Licensee will monitor the area around the business and the nearby area from open to close and keep it clean and free of garbage and debris in compliance with the Chicago Board of Health Rules and Regulations and the Municipal Code of Chicago. All waste will be placed in trash receptacles in good repair and will be covered and placed on the Premises.

b) Licensee shall limit disturbances to nearby immediate neighbors by prohibiting the loading and unloading of garbage containers by waste management services until the following morning, but not before 8:00 a.m. on Mondays through Fridays, and not before 10:00 a.m. on Saturdays and Sundays.

c) All care shall be taken by Licensee to limit noise and disturbance when garbage containers are being loaded or unloaded. Employees will move and place garbage carefully and quietly into the dumpsters or trash containers so as to minimize noise, and in no case shall employees do so after 12:00 a.m.

d) All garbage and rubbish will be removed and disposed of daily or at such other frequency as may be necessary to prevent a nuisance. If warranted, the Licensee shall increase the frequency of pick-ups to ensure no excess garbage accumulates in the nearby area.

e) Licensee will also contract with a professional extermination firm to control any pest issues on the Premises before they happen.

14. Deliveries: Licensee shall schedule deliveries in a manner which does not unreasonably interfere with its neighbors and limit them to three (3) times per week. Licensee shall request that vendors make deliveries to Licensee by utilizing Clark Street and not the alleyway located between the Premises and private residences.

15. Licensee shall implement systems to mitigate cooking and waste odors in compliance with the Municipal Code. Cooking exhaust systems shall face Clark Street to the greatest extent possible.

16. Licensee agrees to install and maintain sufficient lighting around the exterior of the building. Licensee shall install down-facing lighting in the alleyway, which shall be in compliance with the Municipal Code.



CITY OF CHICAGO



DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

Licensee will use good faith and best efforts to explore options that will diminish parking concerns and traffic in the neighborhood. Licensee does not feel it is necessary to enlist the services of a valet company – there are several options in the area including: public transportation (Brown Line stop at Diversey, Red/Purple/Brown Line stop at Fullerton, and several buses (156, 36, 22, 74, 76)); street parking; parking at several nearby parking garages including SP+ Parking at 345 W. Fullerton; and, ride sharing services (Lyft, Uber, cabs).

18. Licensee agrees to set up meetings with the local alderman, police commander and community residents to discuss any concerns regarding the operation of the business, if any.

19. Licensee shall regularly attend all CAPS and Hospitality meetings hosted by the 019th District.

20. Licensee shall incorporate the restrictions on the use of the Premises contained in this Plan of Operation into all contracts used for the rental and use of the Premises. Licensee shall not rent out or buy out the venue to a promoter or allow any event to take place where ownership vacates the venue and allows a promoter to hire their own staff (bartenders, servers, hosts, and security). Licensee shall not have any event take place without ownership managing the venue.

21. The Plan of Operation shall not be amended prior to four (4) months after the Consumption on Premises Incidental Liquor License is issued to the Licensee. After that time, Licensee may request an extension of hours or other proposed amendments to this plan from the Department of Business Affairs and Consumer Protection. This plan of operation shall not be amended without the input of the local Alderman and police commander.

The agreed conditions of this Plan of Operation are legally binding and may be enforced by City of Chicago enforcement authorities. Violation of the above stated agreed conditions may result in the imposition of a fine and/or suspension or revocation of all business licenses issued to the Licensee.

The agreed conditions of this Plan of Operation shall apply to the Premises and Licensee and must be complied with by all officers, managers, members, partners and direct or indirect owners of the Licensee. The sale of the business to other persons purchasing the stock of the licensed entity shall be subject to the same agreed conditions set forth in this Plan of Operation.

It shall be the duty of every person conducting, engaging in, operating, carrying on or managing the above-mentioned business entity to post this Plan of Operation next to the City of Chicago License Certificates issued to Licensee in a conspicuous place at the Premises.



CITY OF CHICAGO

DEPARTMENT OF BUSINESS AFFAIRS AND CONSUMER PROTECTION

Licensee: Lakeview Series, LLC dba The Weiner's Circle

Premises: 2622 North Clark Street
Chicago, IL 60614

By:

A handwritten signature in blue ink, appearing to be "B H", written over a horizontal line.

It's Authorized Officer

A handwritten signature in blue ink, appearing to be "S K Trotter", written over a horizontal line.

Shannon K. Trotter

10/26/21

Date

City of Chicago
Local Liquor Control Commissioner